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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

MARTINEZ RODRIGUEZ, ARCADIO
USICE FILE No. A044-044-614
Petitioner,

) CIVIL ACTION NO. 09-465(SRC)

Scott WEBER, Field Office Director,
For Detention and Removal Services;
Immigration Customs Enforcement,
Janet Napolitano, Secretary of Homeland Security
and Mark FILIP, Acting Attorney General
of the United States,

Respondents

ORDER OF VOLUNTARY DISMISSAL OF HABEAS CORPUS

IT IS ORDERED that the habeus corpus be voluntarily dismissed against all defendants in this matter in accordance with FRCVP 41.

Date _____

3/31/09

United States District Judge

**LAW OFFICES OF
DAVID J. KHAWAM, ESQUIRE, L.L.C.**

SENTRY OFFICE PLAZA, SUITE 604
216 HADDON AVENUE
WESTMONT, NJ 08108

Telephone: (856) 858-1011
Fax: (856) 858-4674

March 26, 2009

United States District Court
District of New Jersey
Office of the Clerk
Martin Luther King, Jr. Federal Bldg &
U.S. Courthouse
50 Walnut Street, P.O. Box 419
Newark, NJ 07101

Attn: Hon. Stanley R. Chesler, U.S.D.C.J.

RE: Arcadio Martinez Rodriguez v. Scott Weber, et al.
Civil Action No. 09-465 (SRC)

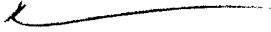
Your Honor:

I am writing to request the voluntary dismissal of the habeus corpus on behalf of Mr. Martinez. The attorney, David Cheng of the Department of Homeland Security, United States Immigration and Customs Enforcement filed an appeal with the Board of Immigration Appeals. The Board of Immigration Appeals dismissed the appeal.

Mr. Martinez was released from custody on March 23, 2009. Therefore, we have no further need of the habeus corpus.

I have enclosed an Order for your signature.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David J. Khawam", with a long horizontal flourish extending to the right.

David J. Khawam, Esquire

cc: US Attorney General
Thomas Hussey, Esq.